

ORDINANCE NO. 92-23 + 92-25 (CONFIRMING)

CONFIRMING

AN ORDINANCE PROPOSING ANNEXATION OF UNINCORPORATED TERRITORY ADJOINING THE CITY OF MT. WASHINGTON, BULLITT COUNTY, KENTUCKY.

BE IT ORDAINED by the City Council of the City of Mt. Washington, Bullitt County, Kentucky, as follows:

SECTION I: The City Council of the City of Mt. Washington, Bullitt County, Kentucky, does hereby ordain that it proposes to annex certain unincorporated territory to the City of Mt. Washington, Bullitt County, Kentucky, as such territory shall become a part of the City for all purposes under the laws of the Commonwealth of Kentucky, and such territory to be annexed is described as follows:

Being Lots 18 through 68, Colonial Aire Subdivision, Section One, plat of which is recorded in Plat Book 6, Page 96, in the office of the Bullitt County Court Clerk.

Being part of the same property conveyed to Frank Cornell, et.ux. by deed recorded in Deed Book 162, Page 78, in the office of the Bullitt County Court Clerk.

SECTION II: This Ordinance is enacted pursuant to KRS 81A.400, et.seq. The reader is advised that one may have legal rights affected by this Ordinance. For advice concerning these rights one should consult an attorney.

SECTION III: This Ordinance shall be published according to law.

SECTION IV: Should any section, clause, line, paragraph or part of this Ordinance be held unconstitutional or invalid for any reason, the same shall not affect the remainder of this Ordinance.

SECTION V: The City Clerk is hereby authorized to publish this Ordinance in accordance with the Kentucky Revised Statutes. The Mayor of the City of Mt. Washington, Bullitt County, Kentucky, is hereby directed and authorized to give notice of the annexation of this property to the Bullitt County Fiscal Court and to the Secretary of State, Commonwealth of Kentucky.

SECTION VI: The City Clerk is hereby directed and authorized to provide to the Bullitt County Court Clerk a map clearly delineating the boundaries of the area affected along with a list of the names and addresses of those property owners and/or registered voters. The City Clerk is further directed and authorized to provide to the Bullitt county Planning and Zoning

RECEIVED AND FILED  
DATE March 14, 2016

ALISON LUNDERGAN GRIMES  
SECRETARY OF STATE  
COMMONWEALTH OF KENTUCKY  
BY *[Signature]*

Administrator a map clearly showing the zoning for this area and requesting from said administrator a public hearing to discuss said zoning recommendations of the City at a regular meeting of the Bullitt County Planning and Zoning Commission with said publication of meeting according to law.

SECTION VII: Within sixty (60) days of the publication of this Ordinance, November 23, 1992, one may petition the Mayor of the City of Mt. Washington for opposition to this ordinance by having fifty percent (50%) of the registered voters or owners of real property within the limits of the territory proposed to be annexed indicate their opposition to this Ordinance. Said petition must be delivered before January 25, 1993, to the Mayor of the City of Mt. Washington, Ralph K. Lutes, at City Hall, 275 Snapp Street, Mt. Washington, Kentucky 40047.

First Reading: November 9, 1992  
Second Reading: November 23, 1992

\_\_\_\_\_  
RALPH K. LUTES, Mayor

ATTEST:

Darrell Dickey  
DARRELL DICKEY, City Clerk

	<u>Votes For</u>	<u>Votes Against</u>	<u>Abstentions</u>
Sidney Griffin	<u>✓</u>	_____	_____
James Goodman	<u>✓</u>	_____	_____
Robert Harlow	<u>✓</u>	_____	_____
Barry Armstrong	<u>✓</u>	_____	_____
John Carnes	_____	_____	<u>✓</u>
Ed Hilbert	<u>✓</u>	_____	_____

Pursuant to KRS 83A.060, the undersigned hereby waives the 60 day waiting period.

STATE OF KENTUCKY  
COUNTY OF BULLITT  
I, Elizabeth Fick, City Clerk of the City of Mt. Washington, do hereby certify that the foregoing contains a full, true and correct copy of 92-23 as taken from and compared with the original records in my office of which I am Legal Custodian, adopted by the governing authority of said City of Mt. Washington at a meeting duly held on: 11/23/92 that said official action has not been modified, amended, revoked or repealed and is now in full force and effect.  
Witness my hand this 27 day of July, 2012.  
Elizabeth Fick  
CITY CLERK CITY OF MT. WASHINGTON

CORNELL REALTY, INC.

By: \_\_\_\_\_

FRANK CORNELL, President

November 9, 1992

The City Council, City of Mt. Washington, met on November 9th with the following Council Members present: Barry Armstrong, Ed Hilbert, Bob Harlow and Sid Griffin.

Ed Hilbert opened the meeting with Prayer.

Minutes of the October 26th meeting were read and approved.

Mr. Riddle spoke to the Council requesting City support in trying to expedite the building of Bardstown Road.

Motion made by Bob Harlow and seconded by Barry Armstrong that the City would support and do everything possible to expedite the building of Bardstown Road. Motion carried, 4 to 0.

Motion made by Bob Harlow and seconded by Ed Hilbert to postpone the hearing on Goodman Property to change zoning from R-1 to R-2 until the City receives a revised plat. Motion carried, 4 to 0.

First reading was heard on Ordinance 92-23 to annex Cornell Property, Lot 18 through 68, Colonial Aire Subdivision, approximately 30 acres.

Motion made by Sid Griffin and seconded by Ed Hilbert to pay Caldwell Tank \$37,446.30 and to pay Derrick Engineering \$43,200.35 for engineering services. Motion carried, 4 to 0.

Motion made by Sid Griffin and seconded by Ed Hilbert to go into executive session. Motion carried, 4 to 0.

Motion made by Ed Hilbert and seconded by Barry Armstrong to back into regular session. Motion carried, 4 to 0.

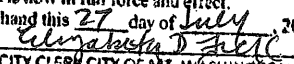
First reading was heard on Ordinance 92-22 to hire a City Administrator, Clerk Treasurer. This position will be advertised by the Kentucky Municipal League and Courier Journal and Pioneer News.

Motion made by Bob Harlow and seconded by Ed Hilbert to pay all bills. Motion carried, 4 to 0.

Motion made by Ed Hilbert and seconded by Bob Harlow to adjourn. Motion carried, 4 to 0.

  
Darrell Dickey, City Clerk

  
Ralph K Lutes, Mayor

STATE OF KENTUCKY  
COUNTY OF BULLITT  
I, Elizabeth Fick, City Clerk of the City of Mt. Washington, do hereby certify that the foregoing contains a full, true and correct copy of Minutes as taken from and compared with the original records in my office of which I am Legal Custodian, adopted by the governing authority of said City of Mt. Washington at a meeting duly held on: 11/9/92 that said official action has not been modified, amended, revoked or repealed and is now in full force and effect.  
Witness my hand this 27 day of July, 20 12.  
  
CITY CLERK CITY OF MT. WASHINGTON

November 23, 1992

The City Council, City of Mt. Washington, met on November 23, 1992.  
Councilman present: Ed Hilbert, Sidney Griffin, Jim Goodman, Bob Harlow,  
Barry Armstrong and John Carnes.

Rev. Philip Bradshaw opened the meeting with Prayer.

Minutes of the November 9th meeting were read and approved.

Motion made by Sidney Griffin and seconded by Barry Armstrong to change  
zoning on Goodman property on Highway 44 from R-1 to R-2. Mr. Goodman  
agreed to set lots back on property facing 44. Motion carried, 6 to 0.

First reading was heard on annexing Charlie McMichaels property on  
Flatlick Road into the City, Ordinance #92-27.

First reading was heard on annexing Kenny Stout property in Washington  
Heights into the City, Ordinance # 92-26.

First reading was heard on annexing Kenny Stout property on Evans Lane  
into the City, Ordinance # 92-28.

Second reading was heard on Ordinance 92-23 annexing Cornell property  
into Colonial Aire Subdivision.

Motion made by Bob Harlow and seconded by Sid Griffin that Ordinance 92-23  
be adopted. Motion carried, 5 for, John Carnes abstained.

Motion made by John Carnes and seconded by Ed Hilbert to accept Resolution  
92-24 to pay Will Linder for work on Senior Citizens Center. Motion  
Carried, 6 to 0.

Second reading was heard on Ordinance 92-22 creating the position of  
City Administrator, Clerk Treasurer.

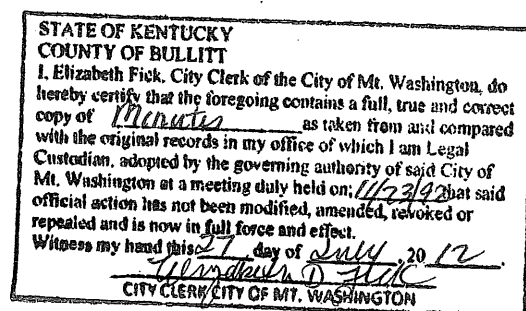
Motion made by Ed Hilbert and seconded by Sid Griffin that Ordinance  
92-22 be adopted. Motion carried, 6 to 0.

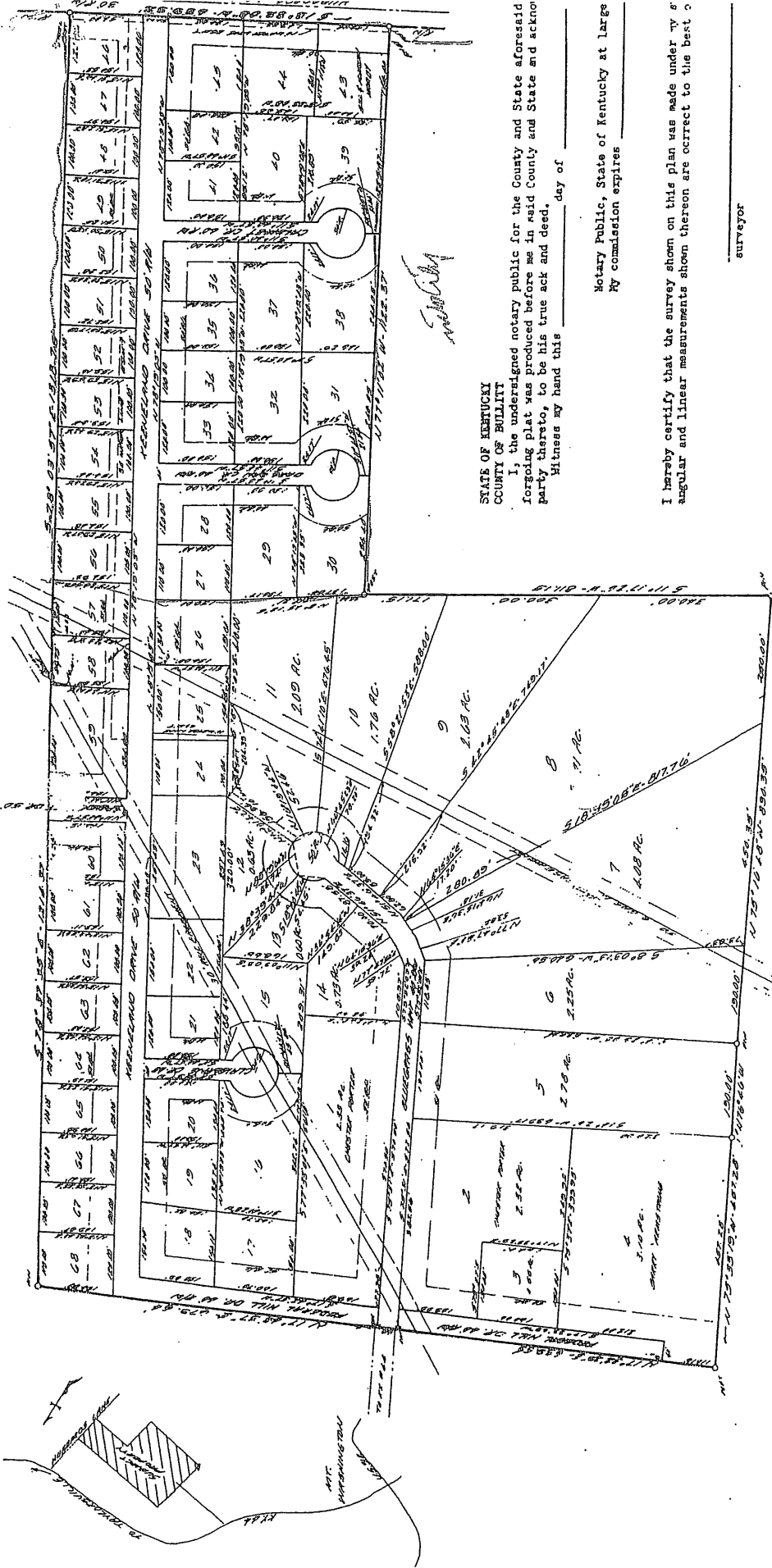
Motion made by Bob Harlow and seconded by Ed Hilbert to cancel the  
December 28th Council Meeting. Motion carried, 6 to 0.

Motion made by Jim Goodman and seconded by Bob Harlow to adjourn.  
Motion carried, 6 to 0.

Darrell Dickey  
Darrell Dickey, City Clerk

Ralph K. Lutes  
Ralph K. Lutes, Mayor





STATE OF KENTUCKY  
COUNTY OF BULLITT

I, the undersigned notary public for the County and State aforesaid, forgoing plat was produced before me in said County and State and acknowledged thereto, to be his true act and deed.  
Witness my hand this \_\_\_\_\_ day of \_\_\_\_\_

Notary Public, State of Kentucky at large  
My commission expires \_\_\_\_\_

I hereby certify that the survey shown on this plan was made under my angular and linear measurements shown thereon are correct to the best of my knowledge and belief.

Surveyor

APPROVED THIS \_\_\_\_\_ DAY OF \_\_\_\_\_, 197\_\_\_\_  
BULLITT COUNTY PLANNING AND ZONING COMMISSION  
BY \_\_\_\_\_

# COLONIAL AL SECTION ON 63.11 ACRES

FRANK CORNELL: OWNER AND DE  
TRACTS SUBJECT TO EASEMENTS OF

SHIRLAND  
LAND  
TRAYLO  
PHONE

200' 500' 500' 100'

CERTIFICATE OF OWNERSHIP AND DEDICATION  
This is to certify that the undersigned is the owner of the land shown on this plan and hereby dedicates the same to be the plan of Colonial Alre, Section One and reserves the right to grant utility easements for public utilities on this land, and dedicated to public use the Roads shown hereon. The subdivided property is the balance of the real estate conveyed to Frank Cornell by Deed dated \_\_\_\_\_, and recorded in Deed Book \_\_\_\_\_, Page \_\_\_\_\_, in the office of the Clerk of the Bullitt County Court.

CORNER

## THE FOLLOWING RESTRICTIONS SHALL APPLY

1. Lots shall be used for residential purposes only, and only one residence shall be erected on each lot.
2. All residences on lots 1 thru 14 shall contain at least 1750 square feet of floor space and residences on lots 15 thru 36 shall contain at least 1250 square feet of floor space and all residences shall be of at least twenty (20) per cent brick or stone construction.
3. All living quarters must have inside running water, bath and toilet facilities.
4. No mobile homes, trailers or garages shall be parked and used for living quarters.
5. No fences shall be erected in or around front yard of property.
6. No signs, cattle, horses, ponies, or commercial animals shall be kept on any lots except junk cars, vehicles or offensive activity nor any commercial or industrial trade or business shall be carried on upon any lot, nor shall anything be done thereon which may become an annoyance or nuisance to the neighborhood of the people living therein.

**ORDINANCE 14-02**

**AN ORDINANCE OF THE CITY OF MT. WASHINGTON, BULLITT COUNTY, KENTUCKY  
CONFIRMING ANNEXATION OF ORDINANCE 92-25**

**WHEREAS**, an Ordinance was enacted on November 23, 1992 by the City Council of Mt. Washington and,

**WHEREAS**, said ordinance was to annex certain unincorporated territory contiguous to the City of Mt. Washington; and,

**WHEREAS**, in order to prepare an accurate and complete map of the boundaries of the City of Mt. Washington it has become necessary to now adopt an ordinance carrying out the stated intention in the said Ordinance dated November 23, 1992 to complete the annexation of the territory as described in the aforesaid ordinance; and,

**WHEREAS**, more than sixty (60) days have elapsed since the Ordinance dated November 23, 1992 went into effect, and no petition containing signatures of property owners in the area to be annexed has been received by the Mayor pursuant to KRS 81A.820.

**NOW THEREFORE BE IT ORDAINED**, That the City Council of the City of Mt. Washington hereby adopts legal description and plat a copy of which is attached hereto as Exhibit A, as prepared by John St. Clair, Licensed Professional Land Surveyor No. 1907 as an accurate depiction of the property previously sought to be annexed into the corporate city limits of the City of Mt. Washington by Ordinance 92-25 dated November 23, 1992 hereby adopts said legal description and plat as the official legal description and plat to be adopted by the City for all purposes when referencing this annexation.

Further, The City Clerk is hereby authorized to publish this ordinance in accordance with the Kentucky Revised Statutes.

First Reading dated: January 13, 2014

Second Reading: January 27, 2014

Adopted this 27<sup>th</sup> day of ~~November~~ <sup>January</sup>, 2014.

Results of the roll call vote are as follows:

	YES	NO	ABSTAIN
Barry Armstrong	X	_____	_____
Shot Dooley	X	_____	_____
Greg Gentry	X	_____	_____
Sandra Hockenbury	X	_____	_____
Gayle Troutman	X	_____	_____
Brent Wheeler	X	_____	_____

STATE OF KENTUCKY  
COUNTY OF BULLITT

I, Elizabeth Fick, City Clerk of the City of Mt. Washington, do hereby certify that the foregoing contains a full, true and correct copy of 14-02 as taken from and compared with the original records in my office of which I am Legal Custodian, adopted by the governing authority of said City of Mt. Washington at a meeting duly held on: 1/27/14 that said official action has not been modified, amended, revoked or repealed and is now in full force and effect.

Witness my hand this 10 day of Jan, 20 14.

*Elizabeth Fick*  
CITY CLERK CITY OF MT. WASHINGTON

Attest:

*Elizabeth D. Hall*  
Elizabeth D. Hall  
City Clerk

*Joetta Calhoun*  
Joetta Calhoun  
Mayor

RECEIVED AND FILED  
DATE March 14, 2016



CITY OF MOUNTAIN WASHINGTON, KY.



PUSH PIN @

LAT. 38°03'18.04N  
LONG. 85°31'1.88W

**John St. Clair, Land Surveyor**  
138 Willow Wood Drive  
Mt. Washington, Ky. 40047  
Phone 502-538-6616, Cell 502-548-4715  
Email, [jjssaint@windstream.net](mailto:jjssaint@windstream.net)

May 30, 2012

**Enhanced description for Mt Washington Ordinance 92-25 to revise original description not written by this surveyor.**

**Located 1,025 feet south of the centerline of Ky. Highway 44 and on the west side of Hubbards Lane:**

**Beginning at a point in the west right of way of Hubbard Lane, a thirty foot right of way, at the northeast corner of Colonial Aire Subdivision Section 1 (and lot 46) as recorded in Plat Book 6, Page 96 and Plat Cabinet 1, Slide 392 in the Bullitt County clerk's office;**

**Thence with the west line of Hubbards Lane, South 13 degrees 32 minutes 08 seconds West 639.32 feet to the southeast corner of Colonial Aire Section 1, also the southeast corner of lot 43;**

**Thence North 77 degrees 11 minutes 02 seconds West 1,122.37 feet to the southwest corner of lot 30 Colonial Air Section One and the city limits of Mt. Washington, Ky. as created by ordinance # 84-14, Second Tract;**

**Thence with the line of Ordinance #84-14, Second Tract, North 08 degrees 45 minutes 18 seconds East 267.21 feet to the southern corner of lots 26 and 27;**

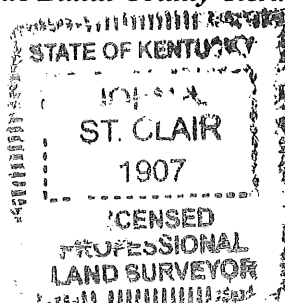
**Thence North 78 degrees 19 minutes 03 seconds West 1,413.49 feet to the west right of way of Federal Hill Drive;**

**Thence with Federal Hill Drive, North 17 degrees 42 minutes 37 seconds East 351.11 feet to the northwest corner of lot 68 in Colonial Aire Section One;**

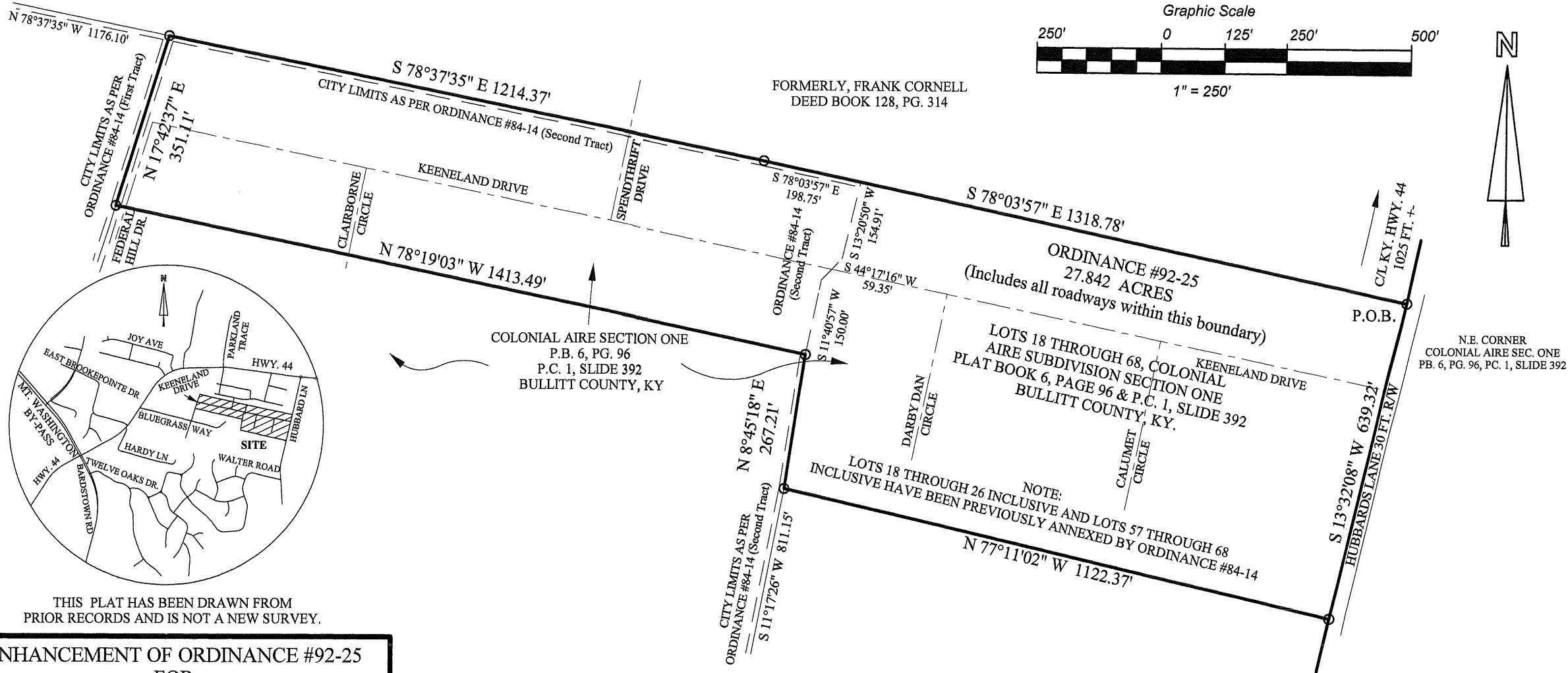
**Thence with the north line of Colonial Aire Section One, South 78 degrees 37 minutes 35 seconds East 1,214.37 feet and South 78 degrees 03 minutes 57 seconds East 1,318.78 feet to the point of beginning containing 27.842 acres as per revised plat by John A. St. Clair, PLS # 1907 dated September 19, 2001 and titled "Enhancement of Ordinance #92-25".**

*2012 JAS.*  
**Being a part of the property conveyed to Frank Cornell, et. ux. by Deed Book 162, Page 78 in the office of the Bullitt County Clerk. Also being the same property noted in City of Mt. Washington Ordinance 92-23 and 92-25 as lots 18 through 68 in Colonial Aire Subdivision, Section One recorded in Plat Book 6, Page 96 in the Bullitt County Clerk's office.**

*Yours truly,*  
*John St. Clair 09/19/2012*  
John St. Clair, Ky. PLS # 1907  
MyDocuments/MtWashingtonAnnexations/Ord92-25tRevDesc.doc







ENHANCEMENT OF ORDINANCE #92-25  
FOR  
THE CITY OF MT. WASHINGTON, KY.  
275 SNAPP STREET  
MT. WASHINGTON, KY. 40047

by  
JOHN A. ST. CLAIR  
138 WILLOW WOOD DRIVE  
MT. WASHINGTON, KY. 40047

MAY 25, 2012  
Revised SEPTEMBER 19, 2012  
1" = 250 FT.

THIS PLAT IS A DIGITAL ENHANCEMENT OF A PART OF THE PROPERTY KNOWN AS COLONIAL AIRE, SECTION ONE, RECORDED IN PLAT BOOK 1, PAGE 96 AND PLAT CABINET 1, SLIDE 392 IN THE BULLITT COUNTY CLERKS OFFICE. THIS PLAT REPRESENTS THE PROPERTY ANNEXED BY CITY OF MT. WASHINGTON, ORDINANCE # 92-25. THE PURPOSE OF THE PLAT IS TO ESTABLISH BEARING COURSES THAT CONFORM TO CURRENT SECRETARY OF STATE LAND OFFICE REQUIREMENTS AND ASSIST IN THE PLACEMENT OF SAID ORDINANCE ONTO THE SECRETARY OF STATE INTERACTIVE MAP SITE.

JOHN A. ST. CLAIR  
P.L.S. #1907  
502-538-6616

STATE OF KENTUCKY  
JOHN A.  
ST. CLAIR  
1907  
LICENSED  
PROFESSIONAL  
LAND SURVEYOR

MT WASHINGTON ANNEXATIONS/  
ENHANCEMENTS/ORD #92-25 COLONIAL AIRE  
BEM